

422 Rec'd PCT/PTO 20 DEC 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UNITED STATES RECEIVING OFFICE

In re International Application of:

RESPIRONICS, INC. et al.

Serial No.: PCT/US98/12394

Filed: June 15, 1998

Priority Date: June 17, 1997

Atty. Docket No.: 98-503-WO

FETAL OXIMETRY SYSTEM AND  
SENSOR

RECEIVED  
16 JUN 2000  
Legal Staff  
International Division

Assistant Commissioner for Patents  
BOX PCT  
Attn.: PCT Legal Staff  
Washington, D.C. 20231

PETITION FOR REVIVAL OF INTERNATIONAL APPLICATION  
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY  
PURSUANT TO 37 C.F.R. §1.137(b)

Dear Sir:

The above-referenced International application became abandoned as to the United States of America because the fees required by 35 U.S.C. §371(c) were not filed prior to the expiration of the time set in 37 C.F.R. §1.495(b). The date of abandonment was December 17, 1999.

Applicant hereby petitions for revival of this application.

Enclosed are the following as required under 37 C.F.R. §1.137(b) and 1.495(b):

Proper Reply in Accordance with 37 C.F.R. §1.495(b)

1. The basic national fee of \$1402.00, comprising \$670.00 as the basic national fee, \$108.00 for six extra claims, and \$624.00 for eight extra independent claims;
2. Provision of a copy of the International application is not required as the International application was originally filed with the U.S. Receiving Office.

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Petition Fee

3. The Petition fee pursuant to 37 C.F.R. §1.17(m) of \$1210.00.

Statement

THE ENTIRE DELAY IN FILING THE REQUIRED REPLY FROM  
THE DUE DATE FOR THE REQUIRED REPLY UNTIL THE FILING OF A  
GRANTABLE PETITION UNDER 37 C.F.R. §1.137(b) WAS UNINTENTIONAL.

Terminal Disclaimer

It is submitted that a Terminal Disclaimer is not required as the  
international filing date of this application did not precede June 8, 1995.

Respectfully submitted,

Dated: December 20, 1999

By



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